

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

TONI LEIGH PHILLIPS,

Plaintiff,

v.

STATE FARM MUTUAL
AUTOMOBILE INSURANCE
COMPANY,

Defendant.

No. 4:18-CV-01672

(Judge Brann)

ORDER

DECEMBER 17, 2018

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss, ECF No. 3, is **GRANTED**, and Plaintiff's Complaint, ECF No. 1-2, is **DISMISSED** as follows:

1. Count III is **DISMISSED WITHOUT PREJUDICE**.
2. Plaintiff's demand for attorney's fees within Count II **DISMISSED WITHOUT PREJUDICE**.
3. Within seven (7) days of the date of this Order, Plaintiff may amend these claims to correct the deficiencies identified in the accompanying Memorandum Opinion.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge